

Gary Blackburn, Director
Bureau of Environmental Remediation
Kansas Department of Health and Environment
Curtis State Office Building
1000 SW Jackson, Suite 410
Topeka, Kansas 66612-1367

MAY 15 2012

Dear Mr. Blackburn:

On November 20, 2008, the U.S. Environmental Protection Agency received a request for federal assistance from your office concerning the Standard Products Site (Site) in Wichita, Kansas. The EPA subsequently completed a removal assessment at the Site in spring of 2009. Based on those results, a fund-lead removal action was conducted at a private residence at 920 South St Francis in July 2009. The EPA is planning to conduct additional removal actions at 650 East Gilbert Street, Wichita, Sedgwick County, Kansas, and requests that the state of Kansas identify all applicable or relevant and appropriate state requirements (ARARs) for our proposed removal action (state ARARs had been developed for the initial removal action in 2009). Removal actions at the Site will likely include removal of contaminated soils at the aforementioned property.

We request that an appropriate state official identify potential ARARs in the tables provided, or an equivalent-type format. To qualify as state ARARs, these requirements must be promulgated. A state requirement is promulgated if it is legally enforceable and of general applicability.

The tables are divided into three sections addressing the following categories: chemical-specific requirements, location-specific requirements and action-specific requirements. Chemical-specific requirements are health- or risk-based numeric values that establish the acceptable amount or concentration of a chemical that may be found in, or discharged to, the ambient environment. Location-specific requirements are restrictions placed on the concentration of hazardous substances or the conduct of activities solely because they occur in special locations. For example, a location-specific requirement demands that hazardous waste storage facilities, if located within 100-year flood plains, must be designed, constructed, operated and maintained in a manner which avoids washout. Action-specific requirements are technology- or activity-based requirements or limitations on actions taken with respect to hazardous waste.

Your timely response will ensure that state requirements will be considered during a removal action. All information concerning state ARARs must be received in writing within thirty days of receipt of this letter. The EPA will examine your responses to determine whether they are applicable, or relevant and appropriate to the Site and will attempt to comply with those ARARs to the extent practicable. It is important to clarify, however, that all potential state ARARs identified in the tables may not be met during the removal.

SUPR/ERNB/Schademmann/Krell H:/SUPR/ERNB/Schademmann/2012/Products ARAR Letter 05.08.12.doc

PPNS
Schademmann

PPNS
Liningner

40386996



Superfund

Feel free to contact Mr. Randy Schademann at 913-551-7331 if you have any questions.

005 4 PM Sincerely,

Don Lininger, Chief
Planning and Preparedness North Section
Emergency Response and Removal North Branch

Enclosures